

ORIGINAL

NEW APPLICATION

**MILLER**  
**ISAR** INC.  
TRUSTED ADVISORS



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ARIZONA CORPORATION COMMISSION  
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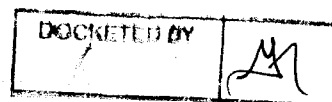
Via Overnight Delivery

June 20, 2014

Docket Control Center  
Arizona Corporation Commission  
1200 W. Washington Street, Room 108  
Phoenix, Arizona 85007-2996

Arizona Corporation Commission  
**DOCKETED**

JUN 23 2014



Re: dishNET Wireline L.L.C., Tariff Advice Letter No. 9

T-20752A-14-0201

Dear Sir/Madam:

dishNET Wireline L.L.C. ("dishNET" or "Company") submits an original and thirteen (13) copies to the Arizona Corporation Commission ("Commission") of amended sheet numbers 2, 38, and 40 the Company's ) switched exchange access tariff Arizona C.C. No. 4 for incorporation into the Company's Tariff.

This submission is made pursuant to the Federal Communications Commission's ("FCC") *Report and Order and Further Notice of Proposed Rulemaking*, in Docket Nos. WC Docket No. 10-90, et al., FCC 11-161,<sup>1</sup> *Second Order on Reconsideration* in Docket Nos. WC Docket No. 10-90, et al., FCC 12-47,<sup>2</sup> and Sections 51.911 and 61.26(c)<sup>3</sup> of the FCC's rules, 47 C.F.R. §§51.911, 61.26(c).

<sup>1</sup> *Connect America Fund et al.*, WC Dkt. No. 10-90 et al., *Report and Order and Further Notice of Proposed Rulemaking*, FCC 11-161 (rel. Nov. 18, 2011) (*USF/ICC Transformation Order*), *pets. for review pending*, *Direct Commc'ns Cedar Valley, LLC v. FCC*, No. 11-9581 (10th Cir. filed Dec. 8, 2011) (and consolidated cases).

<sup>2</sup> *Id.*, *Report and Order and Further Notice of Proposed Rulemaking*, FCC 12-47 (rel. April 25, 2014)

<sup>3</sup> Pursuant to Section 61.26(c), "The benchmark rate for a CLEC's switched exchange access services will be the rate charged for similar services by the competing ILEC. If an ILEC to which a CLEC benchmarks its rates, pursuant to this section, lowers the rate to which a CLEC benchmarks, the CLEC must revise its rates to the lower level **within 15 days of the effective date of the lowered ILEC rate.**" [Emphasis supplied].

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dishNET reduces its terminating intrastate access rate and intrastate Toll VoIP-PSTN traffic rates through adoption of the corresponding CenturyLink Operating Companies Qwest Corporation dba CenturyLink QC ("CenturyLink") rates set forth in the CenturyLinks's Tariff F.C.C. No. 11, filed on June 16 and effective July 1, 2014. The Company's Tariff No. 1 may be viewed at <https://apps.fcc.gov/etfs/public/tariff.action?idTariff=388>. A July 1, 2014 effective date is requested to enable the Company to comply with the above cited orders and rule.

Please acknowledge receipt of this filing by file-stamping and returning the additional copy of this Application and transmittal letter in the self-addressed, postage-paid envelope. Thank you for your attention to this matter. Questions may be directed to the undersigned.

Sincerely,

MILLER ISAR, INC.



Andrew O. Isar

Regulatory Consultants to  
dishNET Wireline L.L.C.

Enclosures

**CHECK SHEET**

The sheets of this Tariff are effective as of the date shown. The original sheets named below contain all changes from the original Tariff and are in effect on the date shown. An asterisk (\*) appearing next to the Sheet Version indicates revisions made in a given filing.

<u>Sheet</u>	<u>Revision</u>	<u>Sheet</u>	<u>Revision</u>	<u>Sheet</u>	<u>Revision</u>	<u>Sheet</u>	<u>Revision</u>
1	Original	30	Original				
2	Third*	31	Original				
3	Original	32	Original				
4	Original	33	Original				
5	Original	34	Original				
6	Original	35	Original				
7	Original	36	Original				
8	Original	37	Original				
9	Original	38	First*				
10	Original	39	Original				
11	Original	40	Third*				
12	Original						
13	Original						
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29	Original						

Issued: June 23, 2014

Effective: July 1, 2014

Issued By:

Director – Regulatory  
dishNET Wireline L.L.C.  
9601 S. Meridian, Blvd.  
Englewood, CO 80112

**RATES, Continued****3.2. TOLL VoIP-PSTN TRAFFIC**

This section governs the identification, exchange and compensation for Toll VoIP-PSTN Traffic. It applies only to traffic identified pursuant to this section unless the Company and Customer have agreed in writing to other terms and conditions. Also, this section establishes the methodology for separating Toll VoIP-PSTN Traffic from the Customer's traditional intrastate access traffic.

**3.2.1.** Toll VoIP-PSTN traffic will be billed at the applicable, tariffed interstate access rates established in the Company's F.C.C. Tariff No. 1. (T)

**3.2.2.** A Customer delivering traffic to the Company shall identify the percentage of that traffic that is Toll VoIP-PSTN Traffic ("Percentage VoIP Usage" or "PVU") and will provide as support for its PVU a traffic study, similar analysis, end-user customer certifications or other information acceptable to the Company.

- A. If the Customer does not furnish the Company with a PVU factor, the Company will utilize a PVU factor of zero;
- B. The PVU and the underlying support for establishing that factor are subject to audit. Each party shall bear their own costs associated with any audit. In no event may the Company or Customer request more than two audits within a calendar year.
- C. The Company may adjust the PVU based on its review of the supporting data provided by the Customer.

**3.2.3.** Customer will not modify its reported Percentage of Interstate Usage factor to account for Toll VoIP-PSTN traffic.

**3.3. PVU FACTOR UPDATES**

The Customer may update the PVU factors quarterly. The Customer shall submit such updates no later than the 15th day of January, April, July and October of each year. Revised PVU factors must be based on data for the prior three months ending the last day of December, March, June and September respectively. The revised PVU factors will be used for future billing and will be effective on the bill date of each month and will be used for subsequent monthly billing until superseded by a new PVU factor. No prorating or back billing will be done based on the updated PVU factors. In the event the Federal Communications Commission (FCC) amends or clarifies its November 18, 2011 Order (FCC 11-161) governing inter-carrier compensation in a way that is inconsistent with this Tariff, the Company agrees to a true-up based on a final FCC Order.

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**EFFECTIVE RATE SCHEDULE**

**Switched Exchange Access Service**

Terminating access, per minute	\$0.004475 (R)
Originating access, per minute	\$0.04237

**8XX Database Query Service**

Customer Identification Charge, per call	\$0.003500
800 to POTS Number Translation, per call	\$0.003665
Call Handling & Destination Feature Charge, per query	\$0.000694

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